

Official Minutes for Webb County Commissioners Court Meeting

TUESDAY, MAY 29, 2007 at 5:30 PM
(approved June 11, 2007)

Call to order by Judge Danny Valdez

Let it be remembered that a regular meeting of the Webb County Commissioners Court was held at 5:30 p.m. at the regular meeting place with the following members present to wit:

Danny Valdez	County Judge
Frank Sciaraffa	Commissioner, Pct. 1
Rosaura "Wawi" Tijerina	Commissioner, Pct. 2
Jerry Garza	Commissioner, Pct. 3
Sergio "Keko" Martinez	Commissioner, Pct. 4

Thus constituting a quorum, the Commissioners Court proceeded to act upon the Agenda as posted in the meeting notice of the 25TH of May 2007. Present also were Mrs. Imelda Diaz, Deputy County Clerk representing Mrs. Margie Ramirez Ibarra, Ex-officio Clerk of the Commissioners Court, various officers and others interested in the business of the Court.

Item No. 1. ROLL CALL BY HONORABLE MARGIE RAMIREZ-IBARRA, WEBB COUNTY CLERK

Item No. 2. PLEDGE OF ALLEGIANCE

Item No. 3. APPROVAL OF MINUTES FOR May 14, 2007 and May 18, 2007

Cmr. Tijerina motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 4. APPROVAL OF BILLS, PAYROLL, AND MONTHLY REPORTS

Cmr. Sciaraffa motioned to approve the Treasurer's monthly report. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 5. COMMUNICATIONS

Cmr. Sciaraffa advised the Court that he was happy to announce that they are in receipt of a \$3.1 million grant to reconstruct Mangana Hein Road. He invited everyone for the ground breaking on Monday, June 4, 2007 at 10:00 a.m. He thanked TX DOT for this grant.

Judge Valdez asked everyone for a moment of silence for Mrs. Brenda Flores who worked at the Sheriff's Department.

Cmr. Tijerina sent her condolences to the Family of Brenda Flores. She congratulated all Veterans on Memoria Day. She advised everyone that the Larga Vista Community Center and STCADA will be hosting

a summer leadership camp for 3rd through 5th graders from June 11th – 14th. She advised everyone to contact Ms. Alice Garcia, Larga Vista Community Center, if anyone was interested in attending the camp. She commended Ms. Cynthia Mares, Administrative Services, for a great job on the Webb County Health Fair. Ms. Cynthia Mares expressed her appreciation to the Court for allowing them funding to have the health fair. She advised the Court that 520 employees attended and 269 employees got blood work done. She thanked the Auditor's office, Purchasing Dept., Facilities Department, and Mr. Oscar Villarreal, Elections Department. Ms. Mares presented her staff with awards.

Cmr. Garza explained that last week he attended the National Hispanic Media Awards in San Antonio and congratulated Mr. Odie Arambula on his award. He thanked all Veterans for all their services and all Korean Veterans. He thanked Legislators since session has just ended. He thanked Representative Guillen, Representative Raymond, and Senator Zaffirini. He specifically thanked Ms. Rhonda Tiffin in updating the Court with all updates of the Legislation. He advised everyone that tomorrow will be the City-County meeting.

Cmr. Martinez thanked Mr. Ramirez from Penitas West Community Center, for his help on the Memorial Day Ceremonies as well as Dr. Lozano, Ms. Maria Luisa Mata, members of Colorguard for Sheriff's Department, American Legion Post 59, and everyone who helped make everything a success. He thanked Korean War and Purple Heart members for their invitation. She thanked Senator Zaffirini, Representative Raymond, and Representative Guillen for all their support.

Judge Valdez thanked all Veterans and their families for all the Memorial Day ceremonies that were held yesterday at the Jarvis Plaza, City Cemetery, and Penitas West. He congratulated all graduates from UISD and LISD and their families and recognized all those attending college. He thanked Representative Guillen, Representative Raymond, and Senator Zaffirini for an outstanding job. He also thanked the Legislative Committee who is chaired by Cmr. Garza. He explained that an update on the status of the bills would be discussed at a later date.

Item No. 6. Public Comment-This section provides the public the opportunity to address the Commissioners Court on any items on the Agenda. Members of the public wishing to participate must complete a Witness Card specifying which agenda item they wish to comment on. Each public member will be allowed a total of three (3) minutes within which to make any/all public comments.

1st witness card – Peter Alvarez (Item No. 57)

Mr. Peter Alvarez explained that TABC approved a gentlemen's club license and they stated that no approval was needed from the city or the county since they were to conduct business outside the city limits. However, TABC phoned him and explained that there was a possible amendment to the sexual oriented ordinance. He explained that his business was being conducted next to a ranch and that he saw no problem for this business to be conducted. He advised the Court that the Sheriff's Department was surprised to hear that such an amendment to the ordinance existed.

Mr. Homero Ramirez, County Attorney, advised Mr. Peter Alvarez that he would have an opportunity to speak more on item No. 57 when it comes up for action.

Item No. 7. Recognition of Mrs. Gloria G. Jalomo for her 15 years of service to Webb County.

Judge Valdez stated that it was an honor to have Mrs. Gloria G. Jalomo work for Webb County for fifteen years under the Facilities Department.

Judge Valdez presented Mrs. Gloria G. Jalomo with a plaque.

Item No. 8. Presentation of Certificate of Achievement Awards to the Santa Maria Elementary School Chess Club.

Mr. Leroy Medford explained to the Court that the members of the Santa Maria Elementary School Chess Club had gone to Nashville, TN to compete.

Judge Valdez called on Ms. Montemayor, Santa Maria Elementary School Principal, to present members with certificates under the direction of Ms. Elizabeth Salinas.

Cmr. Tijerina congratulated Mrs. Montemayor, her staff, parents, and all members of the Chess Club.

Certificates were presented to all members:

Julian Arriaga, Jose Benavides, Rudy Martinez, Taylor Marie Mauricio, Alyssa Moreno, Rodrigo Ramirez, Joseph Torres, Mariana Ayala, Virginia Ayala, Adriana Herrera, Heriberto Medina, Tony Mendiola, Alexis Rosales, Gregorio Sandoval, Angelina Saucedo, Mario Valle, and Cassandra Vasquez

Item No. 9. Discussion and possible action to authorize the Webb County Road & Bridge Dept. to pave 10,211 sq. ft. of parking area at the Santa Teresita Community Center and to back fill the east side of the building. Fill dirt will be at no cost to the county.
Acct. #678-8103-8710-2 (Bond Series 2001- Park Dev.);
Acct. #695-6004-8710-2 (Bond Series 2002- Park Dev.);
Acct. #723- 8103-8710-2 (Bond Series 2006 - Park Dev.)
Acct. #722-6114-8801 (Bond Series 2006 - Cap.Outlay)
Acct. #658-8103-8710-2 (Bond Series 2003- Park Dev.);

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 10. Discussion and possible action to approve a contract between Webb County and Medina Electric Cooperative, Inc. to supply electric power to Webb County's Santa Teresita Community Center and to authorize the county judge to execute all relevant documents.

Cmr. Garza motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Cmr. Garza motioned to move up Addendum 2 Item 1. Cmr. Tijerina seconded item.

Motion carried 5-0 by unanimous consent.

Addendum 2 No. 1. Discussion and possible action to support a resolution supporting an application to the Office of the Governor, Texas Enterprise Fund for Eagle Tube Industries L.L.C., and any matters incident thereto.

Cmr. Garza thanked Mr. Daniel Barrera, who was present to speak on the Resolution supporting the application to the Office of the Governor.

Cmr. Garza motioned to approve item as submitted. Cmr. Tijerina seconded the motion.

Item No. 11. Staff report on the status of the county's 311 application with discussion and possible action to authorize \$45,000.00 for the purchase of hardware to be taken from Certification of Obligation Series 2006. **[Account number 722-8108-8801]**

Item discussion on file at the County Clerks Office under Commissioner's Court DVD May 29, 2007 meeting.

Cmr. Garza motioned to approve item as submitted. Cmr. Tijerina seconded the motion.

Motion carried 4-1 with Cmr. Martinez voting against.

Item No. 12. Discussion and possible action to approve the following line item transfer for the Benos Aires Community Center:
From: Acct #001-6113-6204 Fuel & Lube \$1,000.00
Acct #001-6113-6403 Repairs & Maintenance \$1,000.00
To: Acct #001-6113-6205 Materials & Supplies \$2,000.00

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 13. Discussion and possible action to purchase a Ford Club Wagon in the amount of \$19,219.30 for the Buenos Aires Community Center from Certification of Obligation Series 2006. **[Account number 722-8108-8801]**

Cmr. Garza explained that the vehicles would be used to transport the elderly.

Cmr. Garza asked if item could be deferred.

Item No. 14. Discussion and possible action to purchase 2 computers for the office of Commissioner Jerry Garza, Pct. 3, at a cost of 1,498.00 each for a total of 2,996.00; to be purchased from Certificate of Obligation Series 2006. **[Account number 722-8108-8801]**

Cmr. Garza motioned to approve item as submitted. Cmr. Tijerina seconded the motion.

Motion carried 4-1 with Cmr. Martinez abstaining from voting.

Item No. 15. Discussion and possible action to partner with the City of Laredo for the All America Award Program and authorizing contributions/expenditure of FIVE THOUSAND DOLLARS (\$5,000.00) to City of Laredo. **[Account number to be determined]**

Item discussion on file at the County Clerks Office under Commissioner's Court DVD May 29, 2007 meeting.

Cmr. Garza mentioned that the funds would be coming out of non-capital outlay fund 001-2100-03 which is from Cmr. Pct. #3 Parks and Recreation account.

Cmr. Garza motioned to approve item based on Mr. Homero Ramirez's recommendation to have the Court articulate the benefits to the County, what the money is going to be spent on that benefits the County and get a report from the City explaining benefits. Cmr. Tijerina seconded the motion.

Motion carried 4-1 with Cmr. Martinez voting against.

Cmr. Martinez explained that he saw this item as constitutionally impermissible and he did not see a county valid purpose since nothing was articulated that explained a benefit to the County.

Item No. 16. Discussion and possible action to enter into agreements with National Association of Counties (known as "NACO") and CAREMARKPCS HEALTH, L.P. formerly known as Advance PCS Health L.P. (known as "Caremark") to provide certain managed pharmacy benefit services, by way of a pharmacy consumer card program to include pharmacy services for participation in Caremark's network of participating pharmacies, and furnish identification cards to participants. No expenditures or compensation is anticipated to be paid from Webb County to Caremark for services. **[Requested by Honorable Jerry Garza, Commissioner, Precinct 3; Account Number N/A]**

Cmr. Garza advised the Court that item was co sponsored by Cmr. Sciaraffa.

Cmr. Garza motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 17. Discussion and possible action to transfer \$984.77 from Fund #658 Park Development Pct. #4 Series 2003 to Capital Outlay Series 2003 to purchase kitchen equipment for the Lilly Perez Community Center and to instruct the County Attorney to prepare an Interlocal Agreement with the City of Laredo for that purpose.

Cmr. Martinez advised the Court that the account number was 001-0101-5402 from Bond Series 2003.

Cmr. Martinez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Cmr. Tijerina motioned to move up item # 46. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 46. Discussion and possible action to approve the Head Start Refunding Application to include the Cost of Living Adjustment for Fiscal Year 2007– 2008 (September 1, 2007 through August 31, 2008) for a Grand Total of \$9,820,357 (Federal Share = \$7,856,285 and Non-Federal Share = \$1,964,072). **[Account Number 903-4200-3502]**
Larga Vista Community Center

Ms. Aliza Oliveros, Head Start Director, presented Ms. Sara Perez, representing Headstart Policy Council.

Ms. Sara Perez explained that last year Headstart employees did not receive a pay increase since the Headstart Program received a cut. Cmr. Sciaraffa stated that a pay rate increase was long overdue for the Headstart staff; however, he would like to see an equality in the percent of increases among all staff members. Cmr. Martinez agreed with Cmr. Sciaraffa. Cmr. Garza advised the Court that the Headstart program was the only grant program who pays the County.

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Mr. Martinez motioned to go into Executive Session. Mr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

(EXECUTIVE SESSION 7:50 pm TO 9:15 pm)

Mr. Homero Ramirez, County Attorney, advised the Court that item #57 would be deferred till the end of the meeting.

Item No. 58. Discussion and possible action to approve written settlement agreements with the City of Laredo disposing of current bridge litigation and appeals: Cause No. 2004-CVQ-00450-D2 Martha Escamilla, Maria Gloria Gonzalez and Webb County, Texas v. City of Laredo, 111th Judicial District Court, Webb County, Texas, and its corresponding appeal before the Texas Supreme Court, Cause No. 06-1079; and appeal to the Texas Court of Appeals, Third District at Austin, styled City of Laredo vs. Webb County, Cause No. 03-05-00168-CV, along with the underlying bond validation suit in Travis County. **[Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**

Mr. Homero Ramirez, County Attorney, advised the Court that no action was needed.

Addendum 2 No. 3. Discussion and possible action regarding Cause No. GV- 403943 Webb County, Texas v. Greg Abbott, et al; 261; Judicial District Court of Travis County, Texas. [Executive/Closed Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]

Mr. Homero Ramirez advised the Court that no action was needed.

Addendum 2 No.4. Discussion and possible action regarding Application of Regional Land Management Services, Ltd. For Permit No. 2286, TCEQ Docket No. 2003-0729-MSW; SOAH Docket No. 582-04-0975. [Executive/Closed Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]

Mr. Homero Ramirez advised the Court that no action was needed.

Addendum 2 No. 5. Discussion and possible action regarding Satterfield & Pontikes Construction, Inc. v. Webb County. [Executive/Closed Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]

Mr. Homero Ramirez advised the Court that no action was needed.

Addendum 2 No. 6. Discussion and possible action regarding Cause No. 2006-CVQ-000810-D1, 359 P4 L.L.C. v. City of Laredo; 49th Judicial District Court of Webb County, Texas. [Executive/Closed Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]

Mr. Homer Ramirez advised the Court that no action was needed unless the Court would like to give some direction.

Addendum 2 No. 7. Discussion and possible action to regarding Cause No. 2006-CVQ-001710-D Killam

Ranch Properties, LTD v. County of Webb; in the 341st Judicial District Court of Webb County, Texas. [Executive/Closed Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]

Mr. Homero Ramirez advised the Court that no action was needed.

Addendum 2 No. 8. Discussion and possible action regarding Cause No 5:06-cv-00168 Mario A. Compean et al v. County of Webb, et al; in the Southern District of Texas, Laredo Division. [Executive/Closed Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]

Mr. Homero Ramirez advised the Court that no action was needed.

Cmr. Tijerina motioned to move up item #47. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 47. Discussion and possible action to approve the following line item transfer:
From: Administrative travel 001-6103-5601 \$ 500.00
Repair & maint building 001-6103-6401 \$1,000.00
Repair & maint equipment 001-6103-6402 \$ 500.00
To: Materials & supplies 001-6103-6205 \$2,000.00

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Tijerina seconded the motion.

Motion carried 4-1 with Judge Valdez not present.

Item No. 18. Discussion and possible action to approve the following line item transfers:
From: Acct. #001-1011-7053 Detention Hearings \$ 5,000.00
To: Acct. #001-1011-6026 Visiting Judge \$ 5,000.00
From: Acct. #001-1011-7052 Juvenile Felony \$21,500.00
To: Acct. #001-1011-6205 Materials & supplies \$ 1,500.00
Acct. #001-1011-7050 Adult Misdemeanor \$20,000.00

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Tijerina seconded the motion.

Motion carried 4-1 with Judge Valdez not present.

Item No. 19. Discussion and possible action to authorize a line item transfer from accumulated payroll savings within the County Attorney's budget to the various line item positions, and noting salary adjustments to affected positions in current office budget.

Slot No.	Position/Title	Current Salary	New Salary
1253	Assistant County Attorney	\$70,239.00	\$78,000.00

[Requested by Honorable Homero Ramirez, Webb County Attorney; Account Number Payroll Savings]

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Tijerina seconded the motion.

Motion carried 4-1 with Judge Valdez not present.

Item No. 20. Discussion and possible action on request by County Attorney for additional space on third floor of the William N. Hall Administration Building.

Mr. Homero Ramirez, County Attorney, advised the Court that no action was needed at this time; however, he explained to the Court that he would come back to ask for additional space for his personnel.

Item No. 21. Discussion and possible action concerning payment for attorneys work done in connection with Original Mandamus Proceeding styled IN RE SHERIFF RICK FLORES (Sua Sponte Standing Order from County Court at Law Judges, The Honorable Jesus Garza and The Honorable Alvino Ben Morales), Appeal No. 4-06-00811-CV, in the Fourth Court of Appeals, San Antonio, Texas:

- a. The Law Office of M'Liss Christian, attorney for Petitioner Sheriff Rick Flores - FIFTEEN THOUSAND FOUR HUNDRED EIGHTY-SEVEN DOLLARS AND EIGHTY-SEVEN CENTS (\$15,487.87)
- b. The Law Offices of Person, Whitworth, Borchers & Morales, L.L.P., attorneys for Honorable Jesus "Chuy" Garza, Judge County Court at Law No. 2 and Honorable Alvino "Ben" Morales, Judge, County Court at Law No. 1 - THIRTEEN THOUSAND NINE HUNDRED SIXTY-TWO DOLLARS AND SIXTY-SEVEN CENTS (\$13,962.67)

**[Requested by the Honorable Homero Ramirez, Webb County Attorney
Account Number 001-0109-6022]**

Mr. Homero Ramirez, County Attorney, recommended to the Court to make payment and that he would submit an item on the next Commissioner's Court meeting to establish a policy.

Cmr. Tijerina motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 22. Discussion and possible action to submit an application to the Texas Department of Transportation for the Job Access Reverse Commute Program (J.A.R.C.) requesting federal funds in the amount of ONE HUNDRED THIRTY-ONE THOUSAND TWO HUNDRED DOLLARS (\$131,200.00) with a local match of THIRTY TWO THOUSAND EIGHT HUNDRED DOLLARS (\$32,800.00) to offer independence mobility for residents of rural Webb County and authorizing the County Judge to sign all relevant documents **[Requested by Mike Kazen, CAA Director; Account Number N/A]**

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 23. Discussion and possible action to submit a grant application for federal assistance, for the El Aguila Rural Transportation Program, through the Texas Department of Transportation, for the Texas Review and Comment System (TRACS), for SIXTY-FIVE THOUSAND EIGHT HUNDRED TWENTY-FOUR DOLLARS (\$65,824.00) with a required "County Match" of SIXTEEN THOUSAND FOUR HUNDRED FIFTY-SIX DOLLARS (\$16,456.00) and authorizing the County Judge to sign all relevant documents **[Requested by Community Action Agency; Account Number 980-4200-3502 Grant Revenue Federal]**

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Tijerina seconded the motion.

Motion carried by unanimous consent.

- Item No. 24.** Discussion and possible action to enter into a State/Local Public Transportation Project Grant Agreement (State Project Number ED 0703 (22) Misc. Contract No. 51722F7145) in the amount of SIXTY-FIVE THOUSAND EIGHT HUNDRED TWENTY-FOUR DOLLARS (\$65,824.00) with a "County Match" of SIXTEEN THOUSAND FOUR HUNDRED FIFTY-SIX DOLLARS (\$16,456.00) for preventive maintenance and authorizing the County Judge to sign all relevant documents. **[Requested by Community Action Agency Account Number 980-4200-3502 Grant Revenue Federal]**

Cmr. Sciaraffa motioned to approve item as submitted. Judge Valdez seconded the motion.

Motion carried 4-1 with Cmr. Garza not present.

- Item No. 25.** Discussion and possible action to enter into a State/Local Public Transportation, Fiscal Year 2007, Project Grant Agreement (State Project Number 51722F7224 Master Grant Agreement No. 517XXF7038) in the amount of SEVENTY-ONE THOUSAND DOLLARS (\$71,000.00) with a Transportation Development Credit of FOURTEEN THOUSAND FIVE HUNDRED FORTYTWO DOLLARS (\$14,542.00) for a total of EIGHTY-FIVE THOUSAND FIVE HUNDRED FORTY-TWO DOLLARS (\$85,542.00) for bus replacement and authorizing the County Judge to sign all relevant documents. **[Requested by Community Action Agency; Account Number 980-4200-3502 Grant Revenue Federal]**

Cmr. Martinez motioned to approve item as submitted. Cmr. Tijerina seconded the motion.

Motion carried 4-1 with Cmr. Garza not present.

- Item No. 26.** Discussion and possible action to enter into a (12) twelve month (May 29, 2007 through May 28, 2008) Premium Plus Maintenance Agreement with Toshiba Business Solutions (Contract Number 30439) to service a Lanier 5635 copier, located in the located in Commissioner Precinct 4 office at a maintenance fee of EIGHT HUNDRED NINETEEN DOLLARS (\$819.00) and 0.019 cents on copies over 36000 per quarter, and authorizing the County Judge to sign all relevant documents. **[Requested by Honorable Sergio "Keko" Martinez, Commissioner Precinct 4; Account Number 001-010-6402]**

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Mr. Eloy Ramirez explained that funds would come out of the Commissioner's Court Maintenance Account.

- Item No. 27.** Discussion and possible action to enter into a two year (2) agreement (June 14, 2007 to June 13, 2009) with Paul Young Company/Family Nissan of Laredo to act as an agent of the Tax Assessor-Collector in the issuance of motor vehicle license validation stickers and license plates and for application of new vehicle titles to further public convenience and wherein agrees to lease two (2) "Remote Sticker Printing system (RSPS) Dealer Title Application (DTA) Equipment" from the State of Texas, through the Webb County Tax Assessor-Collector, at an annual cost of ONE THOUSAND TWO HUNDRED DOLLARS (\$1,200.00) a year for a total cost of TWO THOUSAND FOUR HUNDRED DOLLARS

(\$2,400.00) over the lease term and authorizing the Webb County Judge to sign all relevant documents **[Requested by Webb County Tax Assessor-Collector]**

- Item No. 28.** Discussion and possible action to enter into an agreement with Sames Motor Company to act as an agent of the Tax Assessor-Collector in the issuance of motor vehicle license validation stickers and license plates and for application of new vehicle titles to further public convenience and wherein agrees to lease one (1) "Remote Sticker Printing system (RSPS) Dealer Title Application (DTA) Equipment" from the State of Texas, through the Webb County Tax Assessor-Collector, at an annual cost of SIX HUNDRED DOLLARS (\$600.00) a year for a total cost of ONE THOUSAND TWO HUNDRED DOLLARS (\$1,200.00) over the lease term and authorizing the Webb County Judge to sign all relevant documents **[Requested by Webb County Tax Assessor-Collector]**

Mr. Homero Ramirez, County Attorney, recommended to take items #27 and #28 together.

Cmr. Sciaraffa motioned to approve items #27 and #28 as submitted. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 29.** Discussion and possible action to enter into a contract Amendment One with Exhibit A of an Agreement entered into on January 12, 1996, for the use of Automated Equipment with the State of Texas, through the Texas Department of Transportation-Vehicle Titles and Registration Division to lease one (1) Basic Workstation with monitor, CPU, keyboard, printer, software support, and cash drawer at an annual cost of ONE THOUSAND FIVE HUNDRED DOLLARS AND NO CENTS (\$1,500.00), and authorizing the Webb County Judge to sign all relevant documents **[Requested by Webb County Tax Assessor-Collector]**

Cmr. Tijerina motioned to approve item as submitted. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 30.** Discussion and possible action on the status of the County Clerks Court Collection Department.

Mrs. Margie Ramirez Ibarra, Webb County Clerk, explained that the April report was presented at the last meeting. She advised the Court that all collections are coming from the old cases and on the new cases collections have been slow. She mentioned that the Collections Department is in compliance with the State and are working hard with the Courts and the Adult Probation Office. She advised the Court that all fees that are being collected are disbursed throughout the County .

Mrs. Ibarra advised the Court that no action was necessary at this time.

- Item No. 31.** Discussion and possible action to approve the following line item transfer:
From: Acct #001-1120-5001 Payroll \$15,000.00
To: Acct #001-1120-5005 Temporary Part Time \$15,000.00

Cmr. Tijerina motioned to approve item as submitted. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 32. Discussion and possible action to approve the following line item transfers:

From: 001-2001-6014 Equipment Rental 10,000
001-2001-6025 Radio Tower 3,000
001-2060-6010 Books & Subscriptions 4,000
001-2060-6022 Professional Services 20,000
001-2060-6023-02 Contract Services-Frio 345,000
001-2060-6402 Repairs & Maint. Equipment 22,000
001-2062-6502 Janitorial Services 10,000
001-2600-5005 Temporary Part-time 27,679

To: 001-2001-5601 Administrative Travel 10,000
001-2001-6001 Office Supplies 8,000
001-2001-6205 Materials & Supplies 8,000
001-2060-5005 Temporary Part-time 27,679
001-2060-6023-03 Contract Services-Dimmit 200,000
001-2060-6224 Minor Tools & Apparatus 3,000
001-2060-6401 Repairs & Maint. Buildings 30,000
001-2062-6022 Professional Services 75,000
001-2062-6205 Materials & Supplies 10,000
001-2062-6714 Medical Services 70,000

Cmr. Garza motioned to approve item as submitted. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Cmr. Martinez motioned to move up Addendum 2 Item No. 2. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Addendum 2 No. 2. Discussion and possible action to enter into an Agreement to Participate in National Institute of Justice Law Enforcement Aviation Technology Program, Memorandum of Understanding for the Use of a RANS 6-6ES Coyote II N43822, Between the Webb County Sheriff's Department, The Border Research Technology Center and the United States Department of Justice, Nation Institute of Justice and any matters incident thereto. [Requested by Honorable Rick Flores, Webb County Sheriff]

Item discussion on file at the County Clerks Office under Commissioner's Court DVD May 29, 2007 meeting.

Cmr. Martinez motioned to approve item and include the acceptance to pursue with the insurance with Old United. Judge Valdez seconded the motion.

Motion failed 2-3 with Cmr. Garza, Cmr. Sciaraffa, and Cmr. Tijerina voting against.

Item No. 33. Discussion and possible action to approve the following refunds:
A. \$25,261.88 to Ford Motor Credit Company, Acct. #80106099116, as per District Court Judgment 2005CVQ001845D2 for 2001-2003 to adjust value.
B. 70.65 to Hubbard Unproven Mineral Ltd, Accts. #04303079222676RI, #04303169222676RI, #04303189222676RI, split as per new division order for 2006.

C. \$11,590.91 to Ricochet Energy Inc., Accts. #04303079223134WI,
#04303169223134WI,
#04303189223134WI, double assessed for 2006 as per Wardlaw.

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 34. Discussion and possible action to approve the following line item transfers:
From: Acct #001-0700-6011, Training & Education \$4,000
To: Acct #001-0700-6022, Professional Services \$4,000
From: Acct #001-0700-6402, Repairs & Main. Equip \$1,200
To: Acct #001-0700-6010, Books & Subscriptions \$1,200

Cmr. Garza motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 35. Discussion and possible action to purchase a Canon Scanner Model #7580 in the amount of \$6,950 for the Tax Office from account #722-0700-8801. **[Scanner is on State Contract Texas Building and Procurement Commission TBPC Contract Number TXMAS-3-36010]**

Cmr. Garza motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 36. Discussion and possible action to approve Pledge Agreement with Commerce Bank whose securities will secure the deposit of Webb County Depository monies with said bank and authorizing the County Judge to sign all relevant documents.

Cmr. Garza motioned to table item. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 37. Discussion and possible action to approve the receipt of Plan Year-End Forfeitures from National Plan Administrator, as per Internal Revenue Code Section 125, for 2005, for a total amount of \$9,407.76.

Cmr. Martinez motioned to approve item as submitted. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 38. Discussion and possible action to fill slot #1526 (Assistant Human Resource Coordinator) at \$11.00.00/hr and modify title as follows:
From: Assistant Human Resource Coordinator
To: Human Resource Assistant

Cmr. Tijerina motioned to approve item as submitted. Cmr. Garza seconded the motion.

Cmr. Tijerina and Cmr. Garza withdrew their motions.

Cmr. Tijerina motioned to approve item as submitted. Cmr. Martinez seconded the motion.

Motion carried 3-2 with Cmr. Sciaraffa and Cmr. Garza voting against.

Item No. 39. Discussion and possible action to fill custodian slot #025 at \$8.25 per hour and charge to account # 001-0106-5001 payroll.

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Martinez seconded the motion.

Motion carried 5-0 by unanimous consent.

Cmr. Garza asked Mr. Jose Luis Rodriguez to submit a job description to the Court since there was not one under the backup.

Item No. 40. Discussion and Possible action to modify slot #1556 (Maintenance/Driver) from part-time no benefits to full time with benefits at \$8.57 per hour, effective June 1, 2007.

Cmr. Martinez motioned to approve item as submitted. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 41. Discussion and possible action to accept recommendations from Texas Department of Housing and Community Affairs (TDHCA) on the following eligible applicant to receive assistance under Webb County's Contract for Deed Program: Juan & Maricela Carranza of Rio Bravo, TX, and authorizing the Purchasing Agent to solicit construction bids for the rehabilitation of this home. (Funding Source 466-4301-7037-3) **[This action will not have an impact on the County's General Fund]**

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 42. Discussion and possible action authorizing Change Order No. 2 in the amount of \$1,688.00 and add 20 days to contract time to Prada Construction for the Webb County South Activity Center.

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 43. Discussion and possible action approving design of plaque for "Webb County South Activity Center" **[Account Number 723-8103-8710-1]**

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 44. Discussion and possible action authorizing Work Authorization No. 2 in the amount of \$391,460.00 to Mejia Engineering for the design of water line replacement in Rio Bravo. 12 inch water main between Rio Bravo and El Cenizo. Erosion repairs on storm water

channel south of the Rio Bravo wastewater treatment plant. **[From Account TWDB 4.8 million dollar funding]**

Cmr. Martinez motioned to approve item as submitted. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 45. Discussion and possible action authorizing the Change Order No. 1 in the amount of \$128,000.00 to Leyendecker Construction for the Girl Scout of Greater South Texas Service Center. **[Account Number 690-2995 & 723-8103-8710-4]**

Cmr. Tijerina motioned to approve item as submitted. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 48. Discussion and possible action to issue a "Certification Regarding Compliance with Plat Requirements and the Connection of Utilities" to authorize an electrical connection pursuant to Section 232.028(b), Local Government Code to an unplatted tract of land known as Lots 10, 11, & 12, Block 3, Aguilares, as further described in Vol. 1728, Pgs. 834-835, of the Webb County Deed Records (electricity – one dwelling only);

Cmr. Garza motioned to approve item as submitted. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 49. Discussion and possible action to award Bid 2007-91 "Fourteen (14) 4-Door Pickup Trucks & Two (2) SUVs" for the Sheriff's Department as follow:

Qty.	Description	Vendor	Unit Price	Total
14	4 Door Pick-ups	Sames Motor Co.	\$20,350.30	\$284,904.20
14	Extended Warranty	Sames Motor Co.	\$ 2,050.00	\$ 28,700.00
				TOTAL: \$313,604.20

[Requested by Major J.J. Gonzalez; Account Number (Grant 2006-DD-BX-0504)]

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 50. Discussion and possible action to authorize the Purchasing Agent to purchase Surfacing Tile for Larga Vista Head Start Center, 5411 Cisneros, from The Playwell Group in the amount of \$15,295.88. FUND: Account Number 903-4207-6225 BAL: \$16,278.36 **[Requested by Aliza Oliveros, Headstart Director]**

Cmr. Tijerina motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 51. Discussion and possible action to authorize the Purchasing Agent to purchase Switches for Video Conference from AT&T DATACOMM in the amount of \$8,645.90 for Judge Oscar O. Martinez, J.P. Pct. 4's Office. FUND: Capital Outlay Account Number 016-1044-8801 BAL: \$127,053.26. **[Requested by Honorable Oscar O. Martinez; J.P., Pct. 4]**

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 52. Discussion and possible action to authorize the Purchasing Agent to purchase the following equipment for La Presa Community Center from Capital Outlay Series 2006:

Qty.	Description	Vendor	Contract Number	Amount
14	Computer Software SHI		DIR-SDD-198	\$ 5,012.00
13	Computers	Lenovo	DIR-SDD-200	\$12,740.00
1	Laptop Computers	Lenovo	DIR-SDD-200	\$ 2,029.30
8	Printers	Valcom	DIR-SDD-223	\$ 2,880.00
8	USB Cables	Valcom	DIR-SDD-223	\$ 40.00

TOTAL: \$22,701.30

[Requested by Commissioner Frank Sciaraffa; Account #723-8013-8710-1]

Cmr. Tijerina motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 53. Discussion and possible action to authorize the Purchasing Agent to obtain the services of Zertuche Construction for ADA repairs to the Justice Center in the amount of \$9,295.00.

[Requested by Mike Cabello, Engineering ; Account Number 001-0114-9201-ADA]

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 54. Discussion and possible action to award the following bids for the Community Action Agency CEAP Program:

Bid Number	Description	Award to:
Bid 2007-82	"Water Heaters"	Lowe's Home Center
Bid 2007-83	"Space Heaters"	Lowe's Home Center
Bid 2007-84	" Refrigerators"	Lowe's Home Center
Bid 2007-85	" Window Units"	Lowes' Home Center
Bid 2007-85	" Water Heater Shed"	AA Builders

[Requested by Mike Kazen, Director, Account Number: No Account]

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 55. Discussion and possible action to authorize the Purchasing Agent to purchase the following equipment for the Treasurer's Office:

Qty.	Description	Vendor	Amount
1	PS 100	Drew & Rogers Mailing Sol	\$7,045.00
2	HP Laser Printer	SCW	\$3,866.00

TOTAL \$10,911.00

[Requested by Honorable Delia Perales; Account Number 722-8108-8801]

Mr. Eloy Ramirez recommended Mr. Elias Mendiola Jr. for the PS 100 which bid at \$7030.00.

Cmr. Sciaraffa motioned to approve Mr. Ramirez's recommendation and SCW as the lowest bidder. Cmr. Tijerina seconded the item.

Motion carried 5-0 by unanimous consent.

Item No. 56. Discussion and possible action to award Request for Qualification 2007-02 "Build Design – Medical Examiner's Facility" the following:

C G Construction

2710 Zacatecas

Laredo, Texas 78046

FUND:

767-8101-8002 \$50,000.00

676-8101-8601 \$559,219.00

696-2070-8801 \$24,679.00

660-2070-8801 \$44,773.00

722-2070-8801 \$91,352.00

719-8101-6022 \$25,000.00

719-8101-8601 \$75,000.00

Total \$870,023.00

[Requested by Eloy Ramirez, Jr.; Account Number: Bond Series 2001 and 2006]

Cmr. Garza motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Addendum No. 1. Discussion and possible action to authorize the Purchasing Agent to purchase the following equipment for Santa Teresita Community Center

Qty.	Description	Vendor	Amount
1	Computer	Lenovo	\$ 1,280.25
1	Computer	Lenovo	\$ 8,905.50
1	Medical Supplies	Midwest Medical Sup.	\$ 1,847.84
1	Office Equipment	Executive	\$ 1,452.10
1	Computer Software	SHI	\$ 3,580.00
1	Security System	Pro-Fire	\$ 9,559.00
1	Office Furniture	Executive Office	\$ 7,743.00
		TOTAL	\$34,367.69

[Requested by Janie Puente; Account Number 695-6004-8710-2, 722-6114-8801,658-8103-8710-2]

Cmr. Garza motioned to approve item as submitted. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 57. Discussion and possible action concerning appeal of Mr. Peter Alvarez from denial of Sexually Oriented Business Permit. **[Closed Session - Attorney Client Consultation if deemed necessary, Texas Government Code Title 5, Subchapter D, Section 551.071 [(Consultation with Attorney)] [Requested By Honorable Homero Ramirez]**

Item discussion on file at the County Clerks Office under Commissioner's Court DVD May 29, 2007 meeting.

Cmr. Martinez motioned to affirm denial of Sexually Oriented Business Permit. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 13. Discussion and possible action to purchase a Ford Club Wagon in the amount of \$19,219.30 for the Buenos Aires Community Center from Certification of Obligation Series 2006. **[Account number 722-8108-8801]**

Cmr. Garza motioned to table item as submitted. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Cmr. Martinez motioned to adjourn meeting. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.